

DECLARATION OF ROSY RAJASINGHAM

- 1. I work as an e-rate consultant for Educate LLC, which provides instructional technology coaching and erate support for over 50 schools in NYC. Public Prep Network ("Public Prep") engaged me as a consultant to file their Form 472 on 10/22/2015.
- 2. The deadline for submitting and certifying Form 472 was October 28, 2015.
- 3. I submitted the Form 472 on 10/22/2015, 6 days prior to the deadline.
- 4. It was my understanding that Mindshift would receive an automatic notification email from USAC alerting them to certify as soon as I submitted the Form 472.
- 5. This understanding was based on the following quote from USAC's website in a section called "BEAR HELP", which clearly indicates that notification is always sent to the Service Provider. It says: "If you are filing online: You may complete, submit and certify the BEAR in the Apply Online section of our website. The system is designed so that once you make the appropriate certifications, the service provider featured is notified that the BEAR is available for their review and online certification or response to you."
- 6. After filing a BEAR it usually takes up to a month for USAC to process and update the "Data Retrieval Tool" which reflects disbursements. I routinely check FRNs for disbursements as part of my practice.
- 7. On or about December 8th 2015, when I did not see a disbursement for Public Prep, I informed Mike McKee, the Director of Technology at Public Prep that Mindshift, the service provider, had not certified the Form 472, and it was therefore incomplete.
- 8. I was never informed from USAC directly that the Service Provider had not certified the form.
- 9. On or about January 11th, 2016 Mr. McKee informed me that Mindshift had not received automatic notification that the Form 472 submission was filed.
- 10. In contrast to the information on the BEAR HELP section of the website, when I followed up with USAC Support on June 21, 2016, I was told via email that the service provider is actually <u>not</u> automatically informed of the Form 472 submission. Instead, notification is only provided under specific circumstances and this information is <u>omitted</u> from the website.
- 11. The USAC Support email stated the following: "Unfortunately this information is not included on the USAC website. The process for the BEAR notification has always been that the email is sent to the last person who certified a BEAR at the SPIN for that entity."

- 12. Based on my own comprehensive experience with erate, and the explicit information on USAC's website, Mindshift should have received notification of Public Prep's Form 472 submission automatically subsequent to my filing it on time.
- 13. On March 7, 2016, I submitted two letters of appeal on behalf of Public Prep, one to USAC and another to the FCC, requesting a waiver, and that the window be re-opened for Form 472 submission.
- 14. To the best of my knowledge, I state under penalty of perjury that the Appeal and the foregoing are true and correct.

June 30, 2016

Rosy Rajasingham